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Edwards Ref: RMI-5743 (formerly 261/151)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Group Art Unit: 3731

MARTINEZ et al.

Examiner: Sarah L. Webb

Serial No.: 10/066,504

Filed: January 30, 2002

For: DISTAL FILTRATION DEVICES AND

METHODS OF USE DURING AORTIC

PROCEDURES

AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.116

Commissioner for Patents P.O. Box 1450 Alexandria. VA 22313-1450

Sir:

This is in response to the Office Action mailed December 14, 2004. Please amend the subject application as follows.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 4 of this paper.

Certificate of Mailing/Transmission (37 C.F.R. § 1.8(a)):

[] Pursuant to 37 C.F.R. § 1.8. I hereby certify that this paper and all enclosures are being deposited with the United States Postal Service as first class mail on the date indicated below in an envelope addressed to the Commissioner for Patents. P.O. Box 1450

Alexandria, VA 22313-1450.

[X] Pursuant to 37 C.F.R. § 1.6(d). I hereby certify that this paper and all cuclosures are being sent via factimile on the date indicated below to the attention of Examiner Sarah K. Weth at Pacsimile No (701) 872-9306.

February 8, 2005

Name of Person Certifying:

Printed Name: